

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

AARON GLAESER,)
)
 Plaintiff,)
)
vs.)
)
CHEATHAM COUNTY, TN,)
and JASON LITTLEJOHN,)
)
 Defendants.)
)

No. 3-05-1043

The deposition of **AARON GLAESER** was taken before Meah Murphy, Court Reporter and Notary Public at Large, on the 20th of October, 2006, beginning at the approximate hour of 9:30 a.m., in the Charles Bass Correctional Complex, 7177 Cockrill Bend Boulevard, Nashville, Tennessee.

Taken by Notice, for the purpose of producing evidence and/or for discovery, pursuant to the Tennessee Rules of Civil Procedure.

CERTIFIED REPORTING ASSOCIATION
739 TULIP GROVE ROAD, NO. 303
HERMITAGE, TENNESSEE 37076
PHONE: (615) 260-7193

EXHIBIT

1 Are you on anything now?

2 A. I haven't been able to afford
3 to go to a doctor because I don't have
4 insurance.

5 Q. Okay.

6 A. TennCare dropped me right
7 before it happened, and I was off my
8 medication.

9 Q. All right. Going back to
10 December 12, the incident, do you know of any
11 witnesses other than you and the deputy, and
12 I think, wasn't there another guy, Nicholas
13 MacLeod?

14 A. Yes, sir.

15 Q. Is there anybody else that you
16 know of that was there or that saw what
17 occurred?

18 A. I can't think of anybody that
19 actually saw anything. The guy whose house
20 it happened in front of claimed that he saw
21 something, but it was raining and dark, and
22 his house was 60 or 70 feet from where it
23 happened, so I don't see how he could have
24 possibly seen anything.

25 Q. Okay.

1 car.

2 A. Yes, sir.

3 Q. And you-all were headed to
4 Valley View Road.

5 A. Yes, sir.

6 Q. And then what happened?

7 A. We were going down Bear Wallow
8 Road after we left Nick's house, and we
9 turned right there at Orange's Market, which
10 is a Citgo right there at the corner of
11 Vanity Road.

12 Q. Right.

13 A. We got a little way down it,
14 and we were playing around speeding. A cop
15 passed us, and when he passed us, I flashed
16 my high beams to my buddy, Nick. Instead of
17 pulling over, he pushed the gas, so I pushed
18 the gas. We were both young and dumb. We
19 went around the curve, and I went around my
20 buddy, Nick, and I got so far ahead I
21 couldn't hear the cop's sirens or anything.
22 I pulled all the way in a road, which is a
23 little dead-end road on Valley View. I cut
24 off my car, and a couple of minutes later, my
25 buddy, Nick, pulled in the same dead-end road

1 with the cop still right behind him. I
2 started my car back up, and he chased us down
3 to the dead end. I was in my car in the
4 guy's driveway, and Nick was in his car
5 behind me, and the cop was in his car behind
6 him. I circled around through the yard, came
7 around by the telephone pole probably six or
8 eight feet off the side of the driveway.
9 When I got even with Littlejohn's car, he
10 stepped out of his door and opened fire.

11 Q. All right. You have told me a
12 lot, so I am going to kind of break this down
13 a little bit, okay? And I apologize, but I'm
14 going to ask you some -- you may have to
15 repeat a few things. So when you turned down
16 Vanity Road, was that like a way to get to
17 Valley View Road?

18 A. Yes, sir.

19 Q. Okay.

20 A. Vanity Road leads from Bear
21 Wallow Road to Valley View.

22 Q. Okay. And had you or
23 Nicholas -- had you been drinking or taking
24 any drugs that day?

25 A. No, sir.

1 Q. Okay. Had you taken any of
2 your Lithium?

3 A. I was off my medicine at that
4 time.

5 Q. You were off of that medicine?

6 A. TennCare had dropped me, and I
7 didn't have my medicine.

8 Q. Okay. And so you-all went
9 down Vanity Road? About what time was that?

10 A. It probably had to be about --
11 I don't know. If it was 7:15 when he shot
12 me, it had to be right around 7 o'clock.

13 Q. All right. And when you both
14 turned down Vanity Road, Nicholas was ahead
15 of you?

16 A. Yes, sir.

17 Q. And he basically floored it?

18 A. We were doing 61 in a 35, the
19 speed limit on Vanity Road. He clocked us at
20 61, and I was a few inches behind Nick
21 because we were playing cat and mouse.

22 Q. Okay. What does that mean?

23 A. Just, basically, I'd pull up
24 real close to his butt, and he would speed
25 up. And I would pull up close to him again,

1 and he would speed up.

2 Q. Okay. So you weren't drag
3 racing or anything?

4 A. No, sir. We were just doing
5 over the speed limit.

6 Q. Okay. And you said it was
7 dark and rainy that night?

8 A. It was just starting to get
9 dark when the cop got behind us at first.

10 Q. Okay. And where were you when
11 you first saw the cop? Were you near a
12 crossroad or something?

13 A. No. Vanity Road doesn't have
14 any crossroads. It is just a road that cuts
15 in between Bear Wallow and Valley View.

16 Q. Was Deputy Littlejohn -- did
17 he meet you and pass you, and that's how he
18 caught you?

19 A. Yes, sir.

20 Q. Okay. All right. And so when
21 you passed Deputy Littlejohn's cruiser, did
22 he turn the lights on, and you knew then
23 that --

24 A. I didn't even notice that we
25 had passed him until after he had turned

1 around and he came up behind me with his
2 lights flashing.

3 Q. Okay.

4 A. My buddy, Nick, was the one
5 that told me that he passed us.

6 Q. Okay. So Deputy Littlejohn
7 was behind you with his lights going?

8 A. Yes, sir.

9 Q. Okay. And then you didn't
10 stop?

11 A. I flashed my high beams at
12 Nick. Nick pushed his gas, because I seen a
13 black puff of smoke come out of his exhaust.
14 He sped up, and when he sped up, I sped up.
15 My car went faster than his, so when we hit a
16 turn, I went around him. And I got far
17 enough ahead that I couldn't hear the sirens.
18 I pulled off on that dead end on Valley View.

19 Q. And you pulled off Wanoe
20 first? You were the one that pulled off
21 Wanoe first?

22 A. Yes, sir.

23 Q. Okay.

24 A. I had gone around Nick, and
25 the cop couldn't get past Nick. And I got so

1 far ahead that I couldn't hear the sirens,
2 and I pulled on Wano. I cut off my car and
3 my headlights, because I thought I was away.
4 And probably two minutes later, Nick pulled
5 on the same road with the cop still behind
6 him.

7 Q. Okay. And why didn't you just
8 stop?

9 A. I was on probation in
10 Nashville for DUI.

11 Q. Okay.

12 A. And my license was suspended,
13 but I had a license out of Kentucky.

14 Q. Okay.

15 A. I think Nick's license was
16 suspended, too, is the reason he didn't stop.

17 Q. Okay. When Officer -- I say
18 officer. When Deputy Littlejohn came up
19 behind you with the lights going, did he have
20 the sirens going, too?

21 A. Yes, sir.

22 Q. Okay. And at that point, were
23 you still going 61 miles per hour or greater?

24 A. When he first got behind us,
25 we were going 61.

1 with that part of town? I mean, obviously,
2 Valley View Road --

3 A. We had been working with our
4 boss for probably four months or so, so we
5 were pretty familiar with the roads. That
6 night was the first night I had ever seen a
7 cop on them roads.

8 Q. So Bandy is basically
9 residential. Valley View Road, is that just
10 houses, residential?

11 A. Yeah.

12 Q. What about Wanoë? Is it just
13 little houses on a cul-de-sac? Is that what
14 it is?

15 A. It is not even really a
16 cul-de-sac. It is basically a gravel road,
17 which is kind of asphalt gravel, and it goes
18 down and just stops at people's yard.

19 Q. Okay.

20 A. There is only one house on
21 Wanoë Road.

22 Q. Is that a bad part of town, or
23 do you know?

24 A. They had said, after it all
25 happened, that Valley View was supposed to be

1 a bad road. There was a lot of drug dealers
2 out there or something, but I didn't know
3 anything about all of that.

4 Q. Okay. So you knew that Wanoë
5 was a dead end?

6 A. Yes, sir.

7 Q. But why did you turn down
8 there? Did you think you were away from the
9 deputy, and you were just going to sit there?

10 A. Yes, sir, I turned down it and
11 cut off my headlights because I figured Nick
12 would have kept going down Valley View.

13 Q. Just to kind of hide a little
14 bit?

15 A. I could have just turned left
16 off of Wanoë and went straight through on the
17 corner right there and pulled straight into
18 my boss' yard, but I didn't think about it.

19 Q. All right. And so you said
20 that you got to the end of Wanoë. You turned
21 off your car. Did you turn off your lights?

22 A. I pulled about halfway down
23 Wanoë, and that was where I cut off my car
24 and headlights.

25 Q. Did you turn around, facing

1 Q. Okay. So when you were
2 sitting there and Nicholas' car came in, did
3 he do a lot of damage when he hit you --

4 A. No.

5 Q. -- or just --

6 A. Just basically bumped me.

7 Q. Okay. And then Deputy
8 Littlejohn came up right behind him?

9 A. Uh-huh. (Affirmative
10 response.)

11 Q. And then what did you do? I
12 think I you told me, but I am trying to break
13 it down. So then you started your car up?

14 A. Drove on down to the dead end.

15 Q. Okay. You drove to the end.

16 A. Nick was right behind me, and
17 the cop was right behind him.

18 Q. So Nicholas kept going, too?

19 A. Uh-huh. (Affirmative
20 response.) Nick didn't stop until he ran out
21 of gas right there at the dead end on Wano.

22 Q. So this may be a dumb
23 question, but I have to ask it: Why did you
24 turn your car on and drive all the way down
25 to the dead end? Were you still trying to

1 get away from the deputy?

2 A. Yes, sir.

3 Q. Okay. And so you got to the
4 end, and then you turned around. Do you know
5 Charles Parker? Is that the guy --

6 A. That's the guy's house it is.

7 Q. Okay. So did you turn around
8 kind of in his yard to make a u-ey?

9 A. His house over on the right
10 side.

11 Q. Okay.

12 A. And I turned around on the
13 left side across the street from his house.

14 Q. Okay. And when you turned
15 around, is that the point that Nicholas ran
16 out of gas? He wasn't able to make the turn,
17 either?

18 A. He got up right behind me, and
19 when I went around, he ran out of gas right
20 there before he could pull in the yard.

21 Q. Okay.

22 A. He said he was going to follow
23 me, and I told him I am glad he didn't,
24 because the cop probably would have killed
25 him.

1 Q. Okay. Let me ask you, Wano
2 Road, you said it is that crush-n-run,
3 asphalt type road.

4 A. Yeah.

5 Q. Is there a line in between for
6 two lanes?

7 A. No. It is a one-lane.

8 Q. It is just a little one-lane
9 road?

10 A. Uh-huh. (Affirmative
11 response.)

12 Q. So were you guys, basically,
13 in the center of the road?

14 A. Uh-huh. (Affirmative
15 response.)

16 Q. Okay. So when you went to
17 turn around --

18 A. It was a big field on the
19 left-hand side.

20 Q. Okay.

21 A. I drove through the field and
22 came down out of the field before I came back
23 on the road. I didn't come back on the road
24 until probably 20 feet after I passed
25 Littlejohn's car.

1 Q. Okay. So Nicholas was still
2 in the road, basically, facing the end of
3 Wanoe Road. Deputy Littlejohn was still
4 behind Nicholas' car. Was he still, like,
5 really close?

6 A. He was right on Nicholas' back
7 end.

8 Q. Okay. And you took a left and
9 were you going in a field, going down the
10 side of the road, going out of Wanoe?

11 A. Yes, sir.

12 Q. Okay. And at the point that
13 you did that, did you see Deputy Littlejohn?

14 A. He stepped out his car about
15 the time that I was getting up beside him.

16 Q. Okay.

17 A. And he tried to say that I was
18 trying to run over him, but none of the shots
19 were at the front of my car.

20 Q. Okay.

21 A. He shot five shots, and three
22 out of five was after I was past him.

23 Q. Okay. And I'll get to that in
24 just a minute. I am just trying to get in my
25 mind what happened. So you said Deputy

1 Littlejohn got out of his car. Where did you
2 see him? Where was he? Did he have the door
3 still open?

4 A. He opened up his driver's side
5 door and stepped out and started shooting.

6 Q. Okay. So when he stepped out,
7 where was your car? Was your car right
8 beside his?

9 A. I was eight feet to the
10 left-hand side of his car.

11 Q. But were you side by side,
12 basically?

13 A. It was probably front to
14 front, about like this.

15 Q. Okay. So, I understand. The
16 front of your car was kind of at the same
17 area that the front of his car was.

18 A. The front of my car was right
19 by his door when he stepped out, and I was
20 eight feet to the left-hand side, so I know
21 there was no way he could have mistaken me as
22 trying to come at him.

23 Q. Okay.

24 A. Because I was already going
25 past him.